



PATENT
2555-1-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : DARST *ET AL.*
SERIAL NO. : 09/802,755 EXAMINER : UNKNOWN
FILED : MARCH 9, 2001 ART UNIT : UNKNOWN
FOR : CRYSTAL OF BACTERIA CORE RNA POLYMERASE WITH RIFAMPICIN

Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231 on July 16, 2001.

Michael D. Davis, Reg. No. 39,161
(Name of Registered Rep.)

Betty Schutte 7/16/01
(Signature and Date)

RESPONSE TO NOTICE TO COMPLY

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Sir:

In Response to the "Notice to Comply" and RAW SEQUENCE LISTING ERROR REPORT due July 16, 2001, since July 14, 2001 fell on a Saturday, Applicants enclose a paper and electronic copy of a Substitute Sequence Listing along with the Statement in Support of The Filing/Submission of a Nucleotide/Amino Acid Sequence Listing in Accordance With 37 CFR §1.821 - 1.825.

No additional fees are believed to be necessitated by the foregoing amendments. However, should this be erroneous, authorization is hereby given to charge Deposit Account No. 11-1153 for any underpayment, or credit any overages.

Respectfully submitted,

Michael D. Davis
MICHAEL D. DAVIS
Attorney for Applicant(s)
Registration No. 39,161

KLAUBER & JACKSON
411 Hackensack Avenue
Hackensack, NJ 07601
(201) 487-5800

Date: July 16, 2001



PATENT
2555-1-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: SETH DARST *ET AL.*

SERIAL NO.: 09/802,755 EXAMINER : UNKNOWN

FILED : March 9, 2001 ART UNIT : UNKNOWN

FOR : CRYSTAL OF BACTERIA CORE RNA POLYMERASE WITH RIFAMPICIN

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to BOX MISSING PARTS, ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 on July 16, 2001.

Michael D. Davis Reg. No. 39,161
(Name of Registered Representative)

Betty Schutte 7/16/01
(Signature and Date)

STATEMENT IN SUPPORT OF THE FILING/SUBMISSION OF A
NUCLEOTIDE/AMINO ACID SEQUENCE LISTING IN
ACCORDANCE WITH 37 CFR §1.821 - 1.825

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Dear Sir:

MICHAEL D. DAVIS, attorney of record, hereby states as follows:

1. I hereby state that the content of the paper and computer readable copies of the Sequence Listing submitted in accordance with 37 CFR §1.821(c) and (e), respectively, are the same.
2. I hereby state that the submission, filed in accordance with 37 CFR §1.821(g) herein does not include new matter.

DATED: July 16, 2001

Michael D. Davis
MICHAEL D. DAVIS